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PART III.

Legislative Measures and Rules thereunder.

NOTIFICATIONS.

No. P. 3038—*Legis.* 13-23-9, *dated 8th December* 1923.

In exercise of the powers vested in them under Section 6 (*d*) of the Mysore Legislative Council Regulation, XIX of 1923, and with reference to the provision contained in Part II (D) of Notification No. P. 2406—Legis. 13-23-6, dated 7th November 1923, the Government of His Highness the Maharaja are pleased to make the following Rules as regards the election of members by the Mysore Representative Assembly to the Mysore Legislative Council.

(1) The election of members by the Representative Assembly to the Legislative Council shall be conducted at a meeting of the Assembly on such date, in such place and at such time as may be previously notified by Government in this behalf.

(2) Members of the Assembly who desire to stand for election shall intimate the fact in writing to the Secretary to the Legislative Council not later than five days before the date fixed for the election under Rule (1) above.

(3) The names of the candidates who have signified their intention to stand for election shall be notified by a list of such names being posted in a conspicuous place in the Assembly Hall not later than one day before the date fixed for election.

(4) The voting shall be by ballot.

(5) The Secretary of the Representative Assembly or such other officer as may be deputed by Government in that behalf shall conduct the election, count the votes and submit a report to Government with the names of the candidates voted for and the total number of votes secured by each candidate.

(6) The candidates who have secured the largest number of votes shall be considered elected and their names shall be notified by Government in the *Mysore Gazette* and shall also be posted in a conspicuous place in the Assembly Hall if the Assembly is sitting.

By Order,
B. NAGAPPA,
Secretary to Government,
Local and Legislative Departments.

No. P. 3039—*Legis.* 12-23-9, *dated 8th December* 1923.

In exercise of the powers vested in them under Section 6 Clauses 1, 2 (*g*) and (*h*) and Section 12 of the Mysore Representative Assembly Regulation, XVIII of 1923, the Government of His Highness the Maharaja are pleased to make the following rules regarding the meetings of the Assembly, length and frequency of the sessions and conduct of business to be transacted therein, the preservation of order at the meetings of the Assembly, asking of questions, moving of resolutions and submission of representations on matters of public interest or importance relating to the administration of the State.

PART I.—PRELIMINARY.

1. Definitions :—

(1) "Assembly" means the Mysore Representative Assembly.

(2) "Budget" means the statement of the estimated annual revenue and expenditure of the State.

(3) "Council" means the Mysore Legislative Council.

(4) "Gazette" means the *Mysore Gazette*.

(5) "Session" means a Session of the Representative Assembly.

(6) "Secretary" means the Secretary of the Representative Assembly and includes any person who may be appointed by the Government to perform all or any of the functions and duties of the Secretary.

(7) "Member" means a member of the Representative Assembly.

PART II.—MEETINGS OF THE ASSEMBLY.

2. *Frequency of the Sessions.*—There shall ordinarily be two Sessions of the Representative Assembly every year, namely (1) the Dasara Session and (2) the Budget Session.

Provided that, besides the above two Sessions, it shall be competent to the Government to convene one or more Special Sessions for the disposal of Government business.

The Dasara Session shall be convened in connection with the Dasara Season and the Budget Session on such date as may be fixed by the Government as being convenient for the consideration of the Budget. A special session may be held at such time as the Government may direct.

3. *Preservation of Order.*—(*a*) The President shall preserve order and shall have all powers usual and necessary for the purpose of enforcing his decision on all points of order.

(*b*) Any member may draw the attention of the President to a violation of order and while he is doing so all other members shall remain silent.

(*c*) The President may direct any member whose conduct is, in his opinion, grossly disorderly to withdraw immediately from the Assembly and any member so ordered to withdraw shall do so forthwith and shall absent himself during the remainder of the day's sittings.

(*d*) All speeches and observations shall be addressed to the President.

PART III.—LENGTH OF SESSIONS AND ORDER OF BUSINESS.

4 (1) *Duration of Sessions.*—The maximum duration of the Sessions shall not exceed a period of eight sitting days in the Dasara Session, and six sitting days in the Budget Session, provided that it shall be open to the President to extend the term of any Session for the completion of Government business.

(2) *Order of Business.*—The arrangement of business shall be as follows:—

I. DASARA SESSION.

(a) Address of the Dewan-President, Interpellations and Government business ...	2 days
(b) Representations ...	Not more than 3 days.
(c) Resolutions ...	Do

II. BUDGET SESSION.

(a) Dewan's Address, Interpellations and Government business ...	1 day.
(b) General discussion of the Budget ..	Not more than 2 days.
(c) Resolutions on the Budget ...	Do 1 day
(d) Representations	Do 1 day
(e) Other resolutions	Do 1 day

It shall be competent to the President to re-arrange the business of any Session but not so as to reduce the maximum limit of time allotted for private members' business. Any business other than Government business left over beyond the maximum period fixed for it will lapse.

III. SPECIAL SESSION.

5. A Special Session shall be summoned only for Government business and the length of the Session and the order of business to be transacted therein shall be settled by the Government.

PART IV.—MOTIONS FOR ADJOURNMENT FOR THE PURPOSE OF DEBATE.

6. *Adjournment.*—A motion for an adjournment of the business of the Assembly for the purpose of discussing a definite matter of urgent public importance shall be subject to the following restrictions, namely:—

(i) The Dewan should give his consent to the motion being made.

(ii) It should be supported by not less than 50 members present.

(iii) Not more than one such motion shall be made at the same sitting.

(iv) Not more than one matter can be discussed in the same motion and the motion must be restricted to a specific matter of recent occurrence.

(v) The motion should not relate to a matter not within the competency of the Assembly to discuss.

(vi) The motion must not revive discussion on a matter which has been discussed in the same Session.

(vii) The motion must not anticipate a matter, which has been appointed for consideration; or with reference to which a notice of motion has been previously given.

(viii) Leave for making the motion should be asked for at the commencement of the day's proceedings. The member must, before the commencement of the sitting of the day, leave with the Secretary a written statement of the matter proposed to be discussed.

(ix) If the motion is accepted, the President will fix the time for the discussion of the subject.

(x) (i) After the member who moves has spoken, other members who wish to speak to the motion may do so in such order as the President may decide upon.

If any such member does not speak, when he is called upon to do so he shall not be entitled, except by the permission of the President, to speak to the motion at any later stage of the debate.

(2) Except in the exercise of a right of reply or as otherwise provided by rules, no member shall speak more than once except, with the permission of the President, for the purpose of making a personal explanation but in that case no debatable matter may be brought forward.

(3) A member who has moved a motion may speak again by way of reply and the Member of the Council of His Highness the Maharaja who is in charge of the Department to which the matter relates shall have the right to speak (whether he has previously spoken or not) after the mover has replied. It will also be open to such Member of the Council to authorise any of the officers of Government deputed to attend the Assembly to speak on his behalf.

(4) The President may in all cases address the Assembly before putting a question to vote.

7. *Closure.*—When any motion is under discussion any member may move "that the question be now put" provided he does not interrupt a speaker. Unless it appears to the President that the request is an abuse of the rules of the Assembly or an infringement of the rights of reasonable debate, the motion "that the question be now put" shall be put forthwith. There shall be no debate on such motion. If such motion be carried, the question shall be put accordingly.

PART V. DISCUSSION OF LEGISLATIVE MEASURES IN THE ASSEMBLY.

8. *Mode of consultation.*—The general principles of all legislative measures about which the Assembly is to be consulted shall be placed before the Assembly in the form of a statement embodying such general principles, accompanied, if the Government consider it necessary, by a draft Bill.

9. *Notice.*—A copy of the statement to be placed before the Assembly under Rule 8 shall be sent to every member with or without the Bill at least ten days before the date on which it is proposed to be taken up for discussion in the Assembly.

10. *Discussion.*—The dicussion will be confined to the general principles of the measures as given in the statement.

11. *Opinion of the Assembly.*—The opinion of the Assembly in respect of the general principles of any measure placed before it shall be ascertained by taking votes.

12. *Amendments.*—Any member may propose an amendment to the general principles of any measure, provided that the President may disallow an amendment if he considers that it relates not to general principles but to details.

PART VI. BUDGET AND TAXATION.

13. *Time for supplying copies to Members.*—A copy of the Budget shall be despatched to each member not less than ten days before the date fixed for the opening of the Budget Session.

14. *Budget Session.*—The Budget will be discussed by the Assembly at the Budget Session in two stages:—

(i) a general discussion, and
(ii) the moving of resolutions.

The Assembly shall be at liberty to discuss the Budget as a whole or any question of principle involved therein.

15. *Resolutions.*—A resolution on the Budget shall comply with the following conditions.

(i) It shall be in the form of a specific recommendation addressed to the Government.

(ii) It shall be clearly and precisely expressed and shall raise a definite issue.

(iii) It shall not contain arguments, inferences, ironical expressions or defamatory statements, nor shall it refer to the conduct or character of any person except in his official capacity.

(iv) It shall be confined to the general principles and policy underlying the Budget and shall not have reference to particular grants or appropriations.

(v) It shall not have reference to matters excluded from the cognizance of the Representative Assembly under the proviso to sub-section (i) of Section 11 of the Representative Assembly Regulation, XVIII of 1923.

16. *Disallowance of resolutions.*—The Dewan may disallow any resolution which does not comply with the conditions laid down in Rule 15 above or which or any part of which cannot, in his opinion, be moved consistently with the public interests and the ruling of the Dewan shall be final and shall not be brought under discussion.

17. *Notice of Resolutions.*—Notice of resolutions on the Budget shall be given so as to reach the Financial Secretary to Government three days before the date fixed for the opening of the Session.

18. *Order of Resolutions.*—The President shall determine the order in which the resolutions on the Budget shall be discussed.

19. *Time limit.*—In the general debate on the Budget under the above rule no member shall speak for more than fifteen minutes: Provided that the President may at his discretion extend the time.

20. *Effect of Resolutions.*—Any resolution, if carried, shall have effect only as a recommendation to the Government.

21. *Communication to the Legislative Council.*—The resolutions of the Representative Assembly on the Budget shall be communicated to the members of the Legislative Council for their information.

22. *New taxes.*—Proposals for the levy of new taxes shall be laid before the Assembly for discussion and the opinion of the Assembly shall be ascertained by taking votes, and any modification which may be suggested in the course of the discussion may at the discretion of the President be also put to the vote.

PART VII. INTERPELLATIONS.

23. *Number of Interpellations.*—The maximum number of interpellations that may be put at the Dasara and Budget Sessions shall be as follows:—

Sessions	Bangalore and Mysore Districts	Other Districts
Dasara Session	8 each	6 each
Budget do	8 each	6 each

The President may at his discretion admit in addition to the number above fixed any other interpellations on behalf of special interests or minorities.

24. *Selection of Interpellations.*—The selection of interpellations will be made by taking votes at a meeting to be held in the District Headquarters of each district under the presidency of the Deputy Commissioner at which all the members of the Representative Assembly residing in the district including representatives of special interests and minorities shall be invited to attend.

25. *Form.*—In order, that a question may be admissible, it must satisfy the following conditions, namely:—

(*i*) it should not relate to any matter referred to in clauses (*a*) to (*f*) of proviso (ii) to Section 9 of the Mysore Legislative Council Regulation, XIX of 1923.

(*ii*) If it contains a statement of fact, the member must make himself responsible for the accuracy of the statement;

(*iii*) Questions must be so framed as to be merely requests for information and must not be in argumentative or hypothetical form or defamatory of any person or section of the community; and each question must deal with a single subject though it may be divided into convenient subordinate questions;

(*iv*) It must not be asked as to the character or conduct of any person except in his official or public capacity.

26. *Disallowing Interpellations.*—The President may disallow any interpellation, as not satisfying the conditions herein before laid down or as not being in the public interest.

27. *Disposal.*—Questions shall be put and answers given in such manner as the President may in his discretion determine.

28. *Supplementary questions.*—The President, may, in his discretion, permit any member to put a supplementary question for the purpose of further elucidating any matter of fact regarding which an answer has been given.

29. *No debate on questions.*—No discussion shall be permitted in respect of any question or of any answer given to a question.

PART VIII. RESOLUTIONS ON MATTERS RELATING TO PUBLIC ADMINISTRATION.

30. *Form.*—(*i*) Every resolution shall be in the form of a specific recommendation addressed to the Government.

(*ii*) It shall be clearly and precisely expressed and shall raise a definite issue.

(*iii*) It shall not contain arguments, inferences, ironical expressions, or defamatory statements, nor shall it refer to the conduct and character of any person except in his official capacity.

(*iv*) It shall not relate to matters referred to in clauses (*a*) to (*f*) of proviso (ii) to Section 9 of the Mysore Legislative Council Regulation, XIX of 1923.

31. *Admissibility.*—The President shall decide whether a resolution is inadmissible as relating to a subject not within the competence of the Assembly.

32. *Disallowance.*—The President may also disallow any resolution, or any part of a resolution, on the ground that it cannot be moved without detriment to the public interests, and his decision shall be final and shall not be brought under discussion.

33. *Number or limit of resolutions.*—The maximum number of resolutions that may be moved from each district for the Dasara and Budget Sessions shall be as follows:—

	Dasara Session	Budget Session
Bangalore and Mysore Districts.	4 each	2 each
Other Districts	3 do	1 do

The President may, at his discretion, admit in addition to the number above fixed any other resolutions on behalf of special interests or minorities.

34. *Selection of Resolutions.*—The selection of resolutions to be moved at a meeting of the Assembly will be made by taking votes at a meeting to be held at the District Headquarters of each district under the presidency of the Deputy Commissioner to which all the members of the Representative Assembly residing in the district including the representatives of special interests and minorities shall be invited to attend.

35. *Order of Resolutions.*—The order in which resolutions have to be moved shall be at the discretion of the President.

36. *Copies.*—Copies of resolutions duly admitted other than those specially admitted by the Dewan under Rule 33 above shall be supplied to the members at least a week before the date fixed for the meeting.

37. *Amendments and notice thereof.*—Notice of amendments to be moved to resolutions shall be given at least three days before the opening of the Assembly.

38. *Order of amendments.*—Amendments shall be taken into consideration in such order as the President may determine.

39. *Withdrawal.*—Resolutions which have been moved and amendments thereto which have been moved shall only be withdrawn with the leave of the House. No discussion will be permitted on a motion for leave to withdraw except with the permission of the President.

40. *Time limit.*—The mover of a resolution shall be allowed twenty minutes and the same time shall be allowed to the speaker replying on behalf of the Government and all other speeches shall be limited to ten minutes. The President may extend the time limit of a speech at his discretion.

41. *Submission to Government.*—Copies of all resolutions passed by the Assembly shall be submitted to Government.

42. *Effect of Resolutions.*—Any resolution, if carried, shall have effect only as a recommendation to Government.

PART IX—REPRESENTATIONS.

43. *Form.*—Representations which are intended to be brought before the Assembly shall state clearly the subject matter and nature of the representation and shall not contain matters which cannot be discussed without detriment to the public interests or for other valid reasons.

44. *Admissibility.*—The President shall decide as to whether a representation is admissible or not.

45. *Number of Representations.*—The maximum number of representations that may be brought forward for discussion at the Dasara and Budget Sessions from each district shall be as follows:—

	Dasara Session	Budget Session
Bangalore and Mysore Districts	30 each	15 each
Other Districts	20 „	10 „

46. *Selection of Representations.*—The selection of representations shall be made by taking votes at a meeting held in the Headquarters of each district under the presidency of the Deputy Commissioner to which all the members residing in the district including the representatives of special interests and minorities residing in the district shall be invited to attend.

47. *Additional Representations.*—The President may, at his discretion, admit in addition to the number above fixed, any other representations on behalf of special interests, or minorities.

48. *Order of discussion.*—The representations shall be discussed in such manner or order as may be laid down by the Standing Orders on the subject.

49. *Representations relating to the Administration of local affairs.*—Subjects within the competence of a Municipal Council or District Board or other local body shall not ordinarily be brought up for discussion by the Assembly. They will be discussed in the Municipal Councils or District or other bodies concerned and sent up for orders of Government in the respective departments through the Deputy Commissioner of the District.

By Order,
B. NAGAPPA,
Secretary to Government,
Local and Legislative Departments.

No. P. 3152—*Legis.* 12-23-10, *dated* 14*th December* 1923.

In exercise of the powers vested in them under Section 2 (3) of the Mysore Representative Assembly Regulation, XVIII of 1923, the Government of His Highness the Maharaja are pleased to make the following rules relating to the definition of the term "non-official":—

1. (i) The holder of any office in the Civil or Military service of the Government which does not involve both of the following incidents, namely, that the incumbent

(*a*) is a whole-time servant of the Government, and

(*b*) is remunerated either by salary or fees,

shall not be treated as an official for any of the purposes of this Regulation.

(ii) Notwithstanding anything to the contrary Public Prosecutors and Shanbhogues and patels shall be deemed to be non-officials.

2. If any question arises whether any officer is or is not a whole-time servant of the Government for the purpose of the above rule, the decision of the Government shall be final.

By Order,
B. NAGAPPA,
Secretary to Government,
Local and Legislative Departments.

No. P. 3153—*Legis.* 13-23-10, *dated* 14*th December* 1923.

In exercise of the powers vested in them under Section 3 (iii) of the Mysore Legislative Council Regulation, XIX of 1923, the Government of His Highness the Maharaja are pleased to make the following rules relating to the definition of the term "non-official":—

1. (i) The holder of any office in the Civil or Military service of the Government which does not involve both of the following incidents, namely, that the incumbent

(*a*) is a whole-time servant of the Government, and

(*b*) is remunerated either by salary or fees,

shall not be treated as an official for any of the purposes of this Regulation.

(ii) Notwithstanding anything to the contrary Public Prosecutors and shanbhogues and patels shall be deemed to be non-officials.

2. If any question arises whether any officer is or is not a whole-time servant of the Government for the purpose of the above rule, the decision of the Government shall be final.

By Order,
B. NAGAPPA,
Secretary to Government,
Local and Legislative Departments.

No. P. 3255—*Legis.* 12-23-11, *dated* 19*th December* 1923.

In exercise of the powers vested in them under Section 6 (2), (*d*) of the Mysore Representative Assembly Regulation, XVIII of 1923, the Government of His Highness the Maharaja of Mysore are pleased to make the following rules as regards the election of a member to the Representative Assembly from the Legal Interests Constituency :—

PREPARATION AND PUBLICATION OF ROLL.

1. Soon after an election to the Representative Assembly is notified, the Registrar of the Chief Court, shall publish in the *Mysore Gazette* in Form I a list of all enrolled advocates of the Chief Court of Mysore, together with a notice in Form II specifying the time within which all claims and objections are to be preferred and the date on which and the place at which the revising authority will begin to sit for their disposal.

2. (*a*) Claims and objections shall be presented to the Registrar or sent to him by post, so as to reach him on or before the day fixed in this behalf, in the notice referred to in Rule 1, giving full particulars of the grounds thereof.

(*b*) Claims and objections received after the prescribed date shall be rejected.

3. The Registrar may of his own motion remove from the lists the names of persons whom he has reason to believe to be dead and also correct purely clerical and accidental mistakes.

4. The revising authority shall be the Chief Judge or such other person or persons as may be nominated by him for the purpose.

5. The revising authority shall sit in open office on the date fixed and from day to day until all the claims and objections are disposed of. Orders shall be passed in writing on each claim or objection, with reasons if a claim is rejected or an objection contested. The revising authority shall also pass final orders on the list of corrections made by the Registrar of his own motion. The opinion of the revising authority shall be final.

6. The Registrar shall correct the rolls in accordance with the orders of the revising authority and the list of corrections shall be printed and published in the *Mysore Gazette*.

ELECTIONS.

7. Elections to the Mysore Representative Assembly from the Legal Interests Constituency shall be held on such date, place and time as may be notified previously in the *Mysore Gazette*, in this behalf.

8. Such of the Advocates of the Chief Court registered in the rolls as are qualified and desirous of standing for election shall intimate the fact in writing to the Registrar of the Chief Court of Mysore so as to reach him not later than 20 days before the date fixed for the election.

9. Within 3 days after the time fixed for the receipt of the above applications, the Registrar shall prepare a list of such candidates and shall post it up in a conspicuous place in his office. The list shall also be published in the Official Gazette.

10. The Registrar shall then send to each Advocate registered in the roll not later than 14 days before the day fixed for the election a voting paper duly signed by him containing the names of candidates together with instructions as to the manner in which the vote is to be recorded. The voting paper may also be supplied to any elector on his applying to the Registrar at any time before the date of election.

Provided that no election shall be deemed invalid by reason of the non-receipt of such voting paper by any elector.

11. Voting may be recorded either in person before the Registrar at the time and place appointed or by post in accordance with the regulations made in this behalf so as to reach the Registrar on or before the appointed date.

12. Voting papers which are not received by the Registrar on or before the date appointed shall be rejected.

13. On the date fixed for the election, the Registrar shall with the assistance of two Advocates, other than those who have stood for election, to be deputed by the Chief Judge count the votes and submit to the Government in a sealed cover the voting papers together with a report duly signed by him and the advocates so deputed, showing the names of the candidates voted for and the number of votes secured by each such candidate.

14. The candidate who has secured the largest number of votes shall be declared duly elected and his name notified in the Official Gazette.

15. Doubts and disputes as to the validity of any election held under these rules shall be decided by the Deputy Commissioner of the Bangalore District in accordance with the rules published with Notification No. P. 2400—Legis. 12-23-7, dated the 7th November 1923.

By Order,
B. NAGAPPA,
Secretary to Government,
Local and Legislative Departments.

FORM I.

Electoral roll for the Legal Interests Constituency.

Serial No.	Name	Father's name or other identifying particular	Address

FORM II.

The preliminary electoral roll of voters for Legal Interests Constituency is herewith published for general information.

Any person who claims to be entered on the roll and who is not entered on it or is entered in an incorrect manner or place or with incorrect particulars may put in a claim to the revising authority to have his name entered or the entry corrected. Claims for registration shall be preferred in the form attached hereto.

Any person whose name is on this roll and who objects to the inclusion of his own name or of the name of any other person whose name is on the roll may prefer an objection to the revising authority. Objectors should furnish full particulars of the grounds of objection.

Claims and objections may be presented to the Registrar at any time during office hours or sent by post but must reach him on or before the (to be filled in by the Registrar).

Claims and objections which are not received by the date prescribed will be rejected.

All claims and objections received in time will be heard by the revising authority at the (to be filled in by the Registrar).

Registrar.

Claim for registration—Legal Interest.

Name of applicant	Father's name or other identifying particulars	Address	Where practising and year of enrolment as Advocate	Details of claim
1	2	3	4	5

I declare that I am a Subject of His Highness the Maharaja

by $\frac{\text{birth}}{\text{domicile}}$

Station.....

Date.....

Signature.